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OFFICE OF PETITIONS

ANGUS C FOX, III
4093 N IMPERIAL WAY
PROVO UT 84604-5386

In re Application of :
Joseph W. Carlson :
Application No. 10/765,234 : ON PETITION
Filed: January 26, 2004 :
Attorney Docket No. JWC03-01 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed July 28, 2008.

The petition under 37 CFR 1.181 is GRANTED.

The above-identified application became abandoned for failure to timely pay the issue fee in response to the Notice of Allowance mailed October 9, 2007. This Notice set a statutory period for reply of three (3) months. No issue fee having been received, the application became abandoned on January 10, 2008. A Notice of Abandonment was mailed on January 28, 2008.

With the instant petition, petitioner has submitted a copy of a docket report showing all of his replies docketed from September 8, 2007 to January 31, 2008. An entry for the instant application is absent, supporting the conclusion that the Notice of Allowance was not received.

In view thereof, the holding of abandonment is WITHDRAWN.

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The application is being forwarded to Group Art Unit 2837 for re-mailing of the October 2, 2007 Notice of Allowance and Notice of Allowability, setting a new period for reply.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo", with a stylized flourish at the end.

Cliff Congo
Petitions Attorney
Office of Petitions